

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Criminal Writ Petition No.1118 of 2020
Date of Decision: February 03, 2020

Manga @ Manga Singh

...Petitioner

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Prateek Pandit, Advocate,
for the petitioner.

MANOJ BAJAJ, J.

This petition under Articles 226/227 of the Constitution of India has been filed by the petitioner for issuance of a writ of mandamus directing the Deputy Commissioner-cum-Deputy Magistrate, Kapurthala/ respondent No.2 to decide the parole case of the petitioner within a reasonable time.

Notice of motion.

On the asking of Court, Ms.Monika Jalota, learned Deputy Advocate General, Punjab accepts notice on behalf of the State. A copy of the paper book has been supplied to her in Court.

Learned counsel for the petitioner has submitted that the petitioner is undergoing the sentence of ten years in case FIR No.169 dated 15.10.2010, under Section 15 of the NDPS Act, Police Station, Sultanpur Lodhi, District Kapurthala and five years in case FIR No.129 dated

27.06.2014, under Section 15 of the NDPS Act, registered at Police Station, Sultanpur Lodhi and against both the sentences, he has already filed two separate criminal appeals, which are stated to be pending in this Court. He contends that the petitioner has applied for grant of parole to the Jail Superintendent, Central Jail, Kapurthala-respondent No.4 in order to meet the family and get the treatment of his wife done. The same was forwarded by respondent No.4 to the District Magistrate-respondent No.2, who sought report from the Senior Superintendent of Police with regard to verification of the parole case of the petitioner. Respondent No.4 also sent a reminder to respondent No.2 to decide the case of the petitioner, but no decision has been taken thereon so far.

Considering the above background, but without expressing any opinion on the merits of the case, the petition is disposed off with a direction to the District Magistrate-respondent No.2 to decide the case of the petitioner for grant of parole for a period of six weeks as expeditiously as possible in accordance with law.

February 03, 2020
ramesh

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No